



Attorney Docket No. 9052.53

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Gordon Rex Paterson Dougal
Serial No.: 09/529,210
Filed: July 24, 2000
For: ELECTROMAGNETIC RADIATION THERAPY

Group Art Unit: 3739
Examiner: Henry M. Johnson, III.
Confirmation No.: 1793

Date: June 25, 2004

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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TECHNOLOGY CENTER R3700

**NOTICE OF APPEAL TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Pursuant to 35 USC §134, 37 CFR 1.191, and MPEP §1205, the Applicant in the above-identified patent application hereby appeals to the Board of Patent Appeals and Interferences from the Office Action dated March 25, 2004 at least twice rejected or finally rejecting claims 1 and 5-26.

☒ Enclosed is a check in the amount of \$330.00 for the Appeal fee as provided by 37 C.F.R. § 1.17(b).

☐ Payment by credit card is requested. Form PTO-2038 is attached.

☐ A petition for an extension of time under 37 CFR 1.136(a) is enclosed.

☐ Also enclosed: _____

☒ The Commissioner is authorized to charge any additional fees that may be required, or credit any overpayment, to Deposit Account No. 50-0220. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

07/01/2004 AMNDAF1 00000111 09529210

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330.00 DP

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Certificate of Mailing under 37 CFR 1.8 (or 1.10)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 25, 2004.

Joyce Park